

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
Michihiro Ohnishi et al.	)	Group Art Unit: 1634
	)	
Application No.: 10/550,302	)	Examiner: Forman, Betty J.
	)	
Filed: September 22, 2005	)	Confirmation No.: 1171
	)	
For: MICROCHIP, NUCLEIC ACID	)	
EXTRACTING KIT, AND NUCLEIC	)	
ACID EXTRACTING METHOD	)	
	)	

**Mail Stop Issue Fee**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

Applicant thanks the Examiner for the Notice of Allowance mailed April 19, 2011. Without withdrawing the allowed claims from issue, Applicant submits these comments for the record.

In the Notice of Allowance, the Examiner provided a statement of reasons for allowance, which emphasized or focused on certain elements of the independent claim. Although Applicant agrees with the Examiner's ultimate conclusion that the claims are allowable, Applicant submits that the claims are allowable not solely because certain elements of the claims are not disclosed by prior art. Rather, the claims are allowable because they recite novel and non-obvious combinations of elements, including combinations not mentioned in the Examiner's statement. Moreover, Applicant does not

subscribe to the Examiner's paraphrasing and characterization of the claims to the extent that such paraphrasing and characterization is inconsistent with the actual claim language.

If there is any fee due in connection with the filing of these Comments, please charge the fee to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: July 15, 2011

By: 

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